DA Form 1 – Development application details

Approved form (version 1.3 effective 28 September 2020) made under section 282 of the Planning Act 2016.

This form **must** be used to make a development application **involving code assessment or impact assessment**, except when applying for development involving only building work.

For a development application involving building work only, use DA Form 2 – Building work details.

For a development application involving building work associated with any other type of assessable development (i.e. material change of use, operational work or reconfiguring a lot), use this form (*DA Form 1*) and parts 4 to 6 of *DA Form 2 – Building work details.*

Unless stated otherwise, all parts of this form **must** be completed in full and all required supporting information **must** accompany the development application.

One or more additional pages may be attached as a schedule to this development application if there is insufficient space on the form to include all the necessary information.

This form and any other form relevant to the development application must be used to make a development application relating to strategic port land and Brisbane core port land under the *Transport Infrastructure Act 1994*, and airport land under the *Airport Assets (Restructuring and Disposal) Act 2008.* For the purpose of assessing a development application relating to strategic port land and Brisbane core port land, any reference to a planning scheme is taken to mean a land use plan for the strategic port land, Brisbane port land use plan for Brisbane core port land, or a land use plan for airport land.

Note: All terms used in this form have the meaning given under the Planning Act 2016, the Planning Regulation 2017, or the Development Assessment Rules (DA Rules).

1) Applicant details	
Applicant name(s) (individual or company full name)	JVS Planning
Contact name (only applicable for companies)	Jeff Smith
Postal address (P.O. Box or street address)	8 Nugent Court
Suburb	Kirwan
State	Qld
Postcode	4817
Country	Australia
Contact number	0428136814
Email address (non-mandatory)	jvsplanning@gmail.com
Mobile number (non-mandatory)	0428136814
Fax number (non-mandatory)	
Applicant's reference number(s) (if applicable)	MCU:208 Mt Leyshon

PART 1 – APPLICANT DETAILS

2) Owner's consent

2.1) Is written consent of the owner required for this development application?

Yes – the written consent of the owner(s) is attached to this development application

No – proceed to 3)



PART 2 – LOCATION DETAILS

Note: P		elow and		te 3.1) or 3.2), a te plan for any o			ne development	application. For further information, see <u>DA</u>
3.1) St	treet addres	s and lo	ot on plan					
Str	eet address	AND lo	t on plan	(all lots must be for an adjoin e.g. jetty, pontoo	ing or adj	acent pro		premises (appropriate for development in
	Unit No.	Street	No. S	Street Name a	and Type			Suburb
		208	Ν	Nount Leysho	on Road			Mosman Park
a)	Postcode	Lot No	р. F	Plan Type and	d Number	(e.g. RP	SP)	Local Government Area(s)
	4820	161	S	SP228941				Charters Towers Regional Council
	Unit No.	Street	No. S	Street Name a	and Type			Suburb
b)		210	N	Nount Leysho	on Road			Mosman Park
b)	Postcode	Lot No). F	Plan Type and	d Number	(e.g. RP	SP)	Local Government Area(s)
	4820	162	S	SP228941				Charters Towers Regional Council
e.(Note : P	g. channel dreo lace each set c	lging in N of coordin	loreton Bay ates in a se	()		emote area	s, over part of a	n lot or in water not adjoining or adjacent to land
Longit			Latitude	0	Date	Jm		Local Government Area(s) (if applicable)
□ WGS84 □ GDA94 □ Other:								
	ordinates of	premis	es by eas	sting and nort	thing			
Eastin	g(s)	North	ing(s)	Zone R	ef. Dat	um		Local Government Area(s) (if applicable)
□ 54 □ WGS84 □ 55 □ GDA94 □ 56 □ Other: □								
3.3) Ao	dditional pre	mises						
atta				nt to this deve evelopment a			on and the de	etails of these premises have been
4) Idor	tifu onu of t	ha falla	wing that	apply to the	nromiono	and prov	ido opurolo	vent detaile
				apply to the	•	•		vant details
	•			or watercours			raquiler	
	of water boo	•		•	ofro ofri i ofi	uro Act 1	004	
				e Transport Ir	Παδιτάζια		994	
	plan descrip		-	port land.				
	of port auth		the lot.					
	a tidal area		4 for the f	idal area ("				
				idal area (if a)				
	-	-		a (if applicable):		a and Di		2008
	-	under	ne Airpoi	rt Assets (Re	รแนะเนทท		spusal) Act 2	.000
Name	of airport:							

Listed on the Environmental Management Register (EMR) under the Environmental Protection Act 1994			
EMR site identification:			
Listed on the Contaminated Land Register (CLR) under the Environmental Protection Act 1994			
CLR site identification:			

5) Are there any existing easements over the premises?

Note: Easement uses vary throughout Queensland and are to be identified correctly and accurately. For further information on easements and how they may affect the proposed development, see <u>DA Forms Guide</u>.

Yes – All easement locations, types and dimensions are included in plans submitted with this development application

🛛 No

PART 3 – DEVELOPMENT DETAILS

Section 1 – Aspects of development

6.1) Provide details about the first development aspect
a) What is the type of development? (tick only one box)
Material change of use Reconfiguring a lot Operational work Building work
b) What is the approval type? (tick only one box)
Development permit Preliminary approval Preliminary approval that includes a variation approval
c) What is the level of assessment?
Code assessment (requires public notification)
d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3 lots):
Low impact industry Heavy vehicle workshop
e) Relevant plans Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms quide:</u> <u>Relevant plans.</u>
Relevant plans of the proposed development are attached to the development application
6.2) Provide details about the second development aspect
a) What is the type of development? (tick only one box)
Material change of use Reconfiguring a lot Operational work Building work
b) What is the approval type? (tick only one box)
Development permit Preliminary approval Preliminary approval that includes a variation approva
c) What is the level of assessment?
Code assessment Impact assessment (requires public notification)
d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3 lots):
e) Relevant plans Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms Guide:</u> <u>Relevant plans.</u>
Relevant plans of the proposed development are attached to the development application
6.3) Additional aspects of development
 Additional aspects of development are relevant to this development application and the details for these aspects that would be required under Part 3 Section 1 of this form have been attached to this development application Not required

Section 2 – Further development details

7) Does the proposed develo	pment application involve any of the following?
Material change of use	igtimes Yes – complete division 1 if assessable against a local planning instrument
Reconfiguring a lot	Yes – complete division 2
Operational work	Yes – complete division 3
Building work	Yes – complete DA Form 2 – Building work details

Division 1 – Material change of use

Note: This division is only required to be completed if any part of the development application involves a material change of use assessable against a local planning instrument.

8.1) Describe the proposed material cha	nge of use		
Provide a general description of the proposed use	Provide the planning scheme definition (include each definition in a new row)	Number of dwelling units <i>(if applicable)</i>	Gross floor area (m ²) (<i>if applicable</i>)
Heavy Vehicle Workshop	Low impact industry	Nil	432
8.2) Does the proposed use involve the	use of existing buildings on the premises?		
🗌 Yes			
🖾 No			

Division 2 – Reconfiguring a lot

Note: This division is only required to be completed if any part of the development application involves reconfiguring a lot.

9.1) What is the total number of existing lots making up the premises?

9.2) What is the nature of the lot reconfiguration? (tick all applicable boxes)			
Subdivision (complete 10)) Dividing land into parts by agreement (complete 11))			
Boundary realignment (complete 12))	Creating or changing an easement giving access to a lot from a constructed road <i>(complete 13))</i>		

10) Subdivision					
10.1) For this development, how many lots are being created and what is the intended use of those lots:					
Intended use of lots created	Residential	Commercial	Industrial	Other, please specify:	
Number of lots created					
10.2) Will the subdivision be stag	ged?				
Yes – provide additional deta	ils below				
No	No				
How many stages will the works include?					
What stage(s) will this developm apply to?	ent application				

11) Dividing land into parts by agreement – how many parts are being created and what is the intended use of the parts?						
Intended use of parts created	Residential	Commercial	Industrial	Other, please specify:		
Number of parts created						

12) Boundary realignment				
12.1) What are the current a	nd proposed areas for each lo	t comprising the premises?		
Curre	ent lot	Propo	osed lot	
Lot on plan description	Area (m ²)	Lot on plan description	Area (m ²)	
12.2) What is the reason for the boundary realignment?				

13) What are the dimensions and nature of any existing easements being changed and/or any proposed easement? (attach schedule if there are more than two easements)							
Existing or proposed?Width (m)Length (m)Purpose of the easement? (e.g. pedestrian access)Identify the land/lot(s) benefitted by the easement							

Division 3 – Operational work

Note: This division is only required to be completed if any part of the development application involves operational work.

14.1) What is the nature of the op	erational work?		
Road work	Stormwater	Water infrastructure	
Drainage work	Earthworks	Sewage infrastructure	
Landscaping	Signage	Clearing vegetation	
Other – please specify:			
14.2) Is the operational work nece	essary to facilitate the creation of r	new lots? (e.g. subdivision)	
Yes – specify number of new I	ots:		
No			
14.3) What is the monetary value	of the proposed operational work?	? (include GST, materials and labour)	
\$			

PART 4 – ASSESSMENT MANAGER DETAILS

15) Identify the assessment manager(s) who will be assessing this development application
Charters Towers Regional Council
16) Has the local government agreed to apply a superseded planning scheme for this development application?
Yes – a copy of the decision notice is attached to this development application
The local government is taken to have agreed to the superseded planning scheme request – relevant documents
attached
No

PART 5 – REFERRAL DETAILS

17) Does this development application include any aspects that have any referral requirements? Note: A development application will require referral if prescribed by the Planning Regulation 2017. No, there are no referral requirements relevant to any development aspects identified in this development application - proceed to Part 6 Matters requiring referral to the Chief Executive of the Planning Act 2016: Clearing native vegetation Contaminated land (unexploded ordnance) Environmentally relevant activities (ERA) (only if the ERA has not been devolved to a local government) Fisheries – aquaculture Fisheries – declared fish habitat area Fisheries – marine plants Fisheries – waterway barrier works Hazardous chemical facilities Heritage places – Queensland heritage place (on or near a Queensland heritage place) Infrastructure-related referrals – designated premises Infrastructure-related referrals – state transport infrastructure Infrastructure-related referrals – State transport corridor and future State transport corridor Infrastructure-related referrals – State-controlled transport tunnels and future state-controlled transport tunnels Infrastructure-related referrals – near a state-controlled road intersection Koala habitat in SEQ region – interfering with koala habitat in koala habitat areas outside koala priority areas Koala habitat in SEQ region – key resource areas Ports – Brisbane core port land – near a State transport corridor or future State transport corridor Ports – Brisbane core port land – environmentally relevant activity (ERA) Ports – Brisbane core port land – tidal works or work in a coastal management district Ports – Brisbane core port land – hazardous chemical facility Ports – Brisbane core port land – taking or interfering with water Ports – Brisbane core port land – referable dams Ports – Brisbane core port land – fisheries Ports – Land within Port of Brisbane's port limits (below high-water mark) SEQ development area SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and recreation activity SEQ regional landscape and rural production area or SEQ rural living area – community activity SEQ regional landscape and rural production area or SEQ rural living area – indoor recreation SEQ regional landscape and rural production area or SEQ rural living area – urban activity SEQ regional landscape and rural production area or SEQ rural living area – combined use Tidal works or works in a coastal management district Reconfiguring a lot in a coastal management district or for a canal Erosion prone area in a coastal management district Urban design Water-related development – taking or interfering with water Water-related development – removing quarry material (from a watercourse or lake) Water-related development – referable dams Water-related development –levees (category 3 levees only) Wetland protection area Matters requiring referral to the local government: Airport land Environmentally relevant activities (ERA) (only if the ERA has been devolved to local government)

Heritage places – Local heritage places

Matters requiring referral to the Chief Executive of the distribution entity or transmission entity:

Infrastructure-related referrals – Electricity infrastructure

Matters requiring referral to:

- The Chief Executive of the holder of the licence, if not an individual
- The holder of the licence, if the holder of the licence is an individual

Infrastructure-related referrals - Oil and gas infrastructure

Matters requiring referral to the Brisbane City Council:

Ports – Brisbane core port land

Matters requiring referral to the Minister responsible for administering the Transport Infrastructure Act 1994:

Ports – Brisbane core port land (where inconsistent with the Brisbane port LUP for transport reasons)

Ports – Strategic port land

Matters requiring referral to the relevant port operator, if applicant is not port operator:

Ports - Land within Port of Brisbane's port limits (below high-water mark)

Matters requiring referral to the Chief Executive of the relevant port authority:

Ports – Land within limits of another port (below high-water mark)

Matters requiring referral to the **Gold Coast Waterways Authority:**

Tidal works or work in a coastal management district (in Gold Coast waters)

Matters requiring referral to the **Queensland Fire and Emergency Service:**

Tidal works or work in a coastal management district (involving a marina (more than six vessel berths))

18) Has any referral agency provided a referral response for this development application?

Yes – referral response(s) received and listed below are attached to this development application

Referral requirement	Referral agency	Date of referral response	

Identify and describe any changes made to the proposed development application that was the subject of the referral response and this development application, or include details in a schedule to this development application *(if applicable)*.

PART 6 – INFORMATION REQUEST

19) Information request under Part 3 of the DA Rules

I agree to receive an information request if determined necessary for this development application

I do not agree to accept an information request for this development application

Note: By not agreeing to accept an information request I, the applicant, acknowledge:

 that this development application will be assessed and decided based on the information provided when making this development application and the assessment manager and any referral agencies relevant to the development application are not obligated under the DA Rules to accept any additional information provided by the applicant for the development application unless agreed to by the relevant parties

• Part 3 of the DA Rules will still apply if the application is an application listed under section 11.3 of the DA Rules.

Further advice about information requests is contained in the <u>DA Forms Guide</u>.

PART 7 – FURTHER DETAILS

20) Are there any associated development applications or current approvals? (e.g. a preliminary approval)			
\Box Yes – provide details below or include details in a schedule to this development application \boxtimes No			
List of approval/development application references	Reference number	Date	Assessment manager
Approval Development application			
Approval Development application			

21) Has the portable long service leave levy been paid? (only applicable to development applications involving building work or operational work)				
Yes – a copy of the receipted QLeave form is attached to this development application				
 No – I, the applicant will provide evidence that the portable long service leave levy has been paid before the assessment manager decides the development application. I acknowledge that the assessment manager may give a development approval only if I provide evidence that the portable long service leave levy has been paid Not applicable (e.g. building and construction work is less than \$150,000 excluding GST) 				
Amount paid	Date paid (dd/mm/yy)	QLeave levy number (A, B or E)		
\$				

22) Is this development application in response to a show cause notice or required as a result of an enforcement notice?

 \Box Yes – show cause or enforcement notice is attached \boxtimes No

23) Further legislative requirements

Environmentally relevant activities

23.1) Is this development application also taken to be an application for an environmental authority for an **Environmentally Relevant Activity (ERA)** under section 115 of the *Environmental Protection Act 1994*?

Yes – the required attachment (form ESR/2015/1791) for an application for an environmental authority accompanies this development application, and details are provided in the table below					
No					
Note : Application for an environmental authority can be found by searching "ESR/2015/1791" as a search term at <u>www.qld.gov.au</u> . An ERA requires an environmental authority to operate. See <u>www.business.qld.gov.au</u> for further information.					
Proposed ERA number:		Proposed ERA threshold:			
Proposed ERA name:					
Multiple ERAs are applicable to this development application and the details have been attached in a schedule to this development application.					
Hazardous chemical facilities					
23.2) Is this development application for a hazardous chemical facility?					
Yes – Form 69: Notification of a facility exceeding 10% of schedule 15 threshold is attached to this development application					

🛛 No

Note: See <u>www.business.qld.gov.au</u> for further information about hazardous chemical notifications.

Clearing native vegetation
23.3) Does this development application involve clearing native vegetation that requires written confirmation that the chief executive of the <i>Vegetation Management Act 1999</i> is satisfied the clearing is for a relevant purpose under section 22A of the <i>Vegetation Management Act 1999</i> ?
Yes – this development application includes written confirmation from the chief executive of the Vegetation Management Act 1999 (s22A determination)
 No Note: 1. Where a development application for operational work or material change of use requires a s22A determination and this is not included, the development application is prohibited development. 2. See <u>https://www.qld.gov.au/environment/land/vegetation/applying</u> for further information on how to obtain a s22A determination.
Environmental offsets
23.4) Is this development application taken to be a prescribed activity that may have a significant residual impact on a prescribed environmental matter under the <i>Environmental Offsets Act 2014</i> ?
 Yes – I acknowledge that an environmental offset must be provided for any prescribed activity assessed as having a significant residual impact on a prescribed environmental matter No
Note : The environmental offset section of the Queensland Government's website can be accessed at <u>www.qld.gov.au</u> for further information on environmental offsets.
Koala habitat in SEQ Region
23.5) Does this development application involve a material change of use, reconfiguring a lot or operational work which is assessable development under Schedule 10, Part 10 of the Planning Regulation 2017?
 Yes – the development application involves premises in the koala habitat area in the koala priority area Yes – the development application involves premises in the koala habitat area outside the koala priority area
No Note: If a koala habitat area determination has been obtained for this premises and is current over the land, it should be provided as part of this development application. See koala habitat area guidance materials at www.des.gld.gov.au for further information.
Water resources
23.6) Does this development application involve taking or interfering with underground water through an artesian or subartesian bore, taking or interfering with water in a watercourse, lake or spring, or taking overland flow water under the <i>Water Act 2000</i> ?
Yes – the relevant template is completed and attached to this development application and I acknowledge that a relevant authorisation or licence under the <i>Water Act 2000</i> may be required prior to commencing development
No Note: Contact the Department of Natural Resources, Mines and Energy at www.dnrme.gld.gov.au for further information.
DA templates are available from <u>https://planning.dsdmip.gld.gov.au/</u> . If the development application involves:
Taking or interfering with underground water through an artesian or subartesian bore: complete DA Form 1 Template 1
 Taking or interfering with water in a watercourse, lake or spring: complete DA Form1 Template 2 Taking overland flow water: complete DA Form 1 Template 3.
Waterway barrier works 23.7) Does this application involve waterway barrier works?
 Yes – the relevant template is completed and attached to this development application No
DA templates are available from <u>https://planning.dsdmip.qld.gov.au/</u> . For a development application involving waterway barrier works, complete DA Form 1 Template 4.
Marine activities
23.8) Does this development application involve aquaculture, works within a declared fish habitat area or removal, disturbance or destruction of marine plants?
Yes – an associated <i>resource</i> allocation authority is attached to this development application, if required under the <i>Fisheries Act 1994</i>
No Note: See guidance materials at <u>www.daf.gld.gov.au</u> for further information.

Quarry materials from a watercourse or lake					
23.9) Does this development application involve the removal of quarry materials from a watercourse or lake under the <i>Water Act 2000?</i>					
No	 Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development No Note: Contact the Department of Natural Resources, Mines and Energy at www.dnrme.gld.gov.au and www.business.gld.gov.au for further 				
information.	urar Nesources, mines and Energy	at <u>www.unme.qld.gov.au</u> and <u>www.r</u>	Jusiness.qid.gov.au ioi iuriner		
Quarry materials from land	under tidal waters				
23.10) Does this development under the <i>Coastal Protection</i>			m land under tidal water		
☐ Yes – I acknowledge that a ⊠ No			o commencing development		
Note: Contact the Department of Env	vironment and Science at <u>www.des.</u>	<u>qld.gov.au</u> for further information.			
<u>Referable dams</u> 23.11) Does this development section 343 of the <i>Water Sup</i>					
Supply Act is attached to the No	Yes – the 'Notice Accepting a Failure Impact Assessment' from the chief executive administering the Water Supply Act is attached to this development application				
Note: See guidance materials at www					
Tidal work or development					
23.12) Does this development	t application involve tidal wo	ork or development in a coas	stal management district?		
 Yes – the following is included with this development application: Evidence the proposal meets the code for assessable development that is prescribed tidal work (only required if application involves prescribed tidal work) A certificate of title No 					
Note: See guidance materials at www		tion.			
Queensland and local herita 23.13) Does this development	t application propose develop				
heritage register or on a place	•		er?		
☐ Yes – details of the heritage ⊠ No Note: See guidance materials at www.			Queensland heritage places.		
Name of the heritage place:		Place ID:			
Brothels					
23.14) Does this development application involve a material change of use for a brothel?					
 Yes – this development application demonstrates how the proposal meets the code for a development application for a brothel under Schedule 3 of the <i>Prostitution Regulation 2014</i> No 					
Decision under section 62 of the Transport Infrastructure Act 1994					
23.15) Does this development application involve new or changed access to a state-controlled road?					
 Yes – this application will be taken to be an application for a decision under section 62 of the <i>Transport</i> <i>Infrastructure Act 1994</i> (subject to the conditions in section 75 of the <i>Transport Infrastructure Act 1994</i> being satisfied) No 					

Walkable neighbourhoods assessment benchmarks under Schedule 12A of the Planning Regulation

23.16) Does this development application involve reconfiguring a lot into 2 or more lots in certain residential zones (except rural residential zones), where at least one road is created or extended?

Schedule 12A is applicable to the development application and the assessment benchmarks contained in schedule 12A have been considered

🛛 No

Note: See guidance materials at <u>www.planning.dsdmip.qld.gov.au</u> for further information.

PART 8 – CHECKLIST AND APPLICANT DECLARATION

24) Development application checklist			
I have identified the assessment manager in question 15 and all relevant referral requirement(s) in question 17 Note: See the Planning Regulation 2017 for referral requirements	⊠ Yes		
If building work is associated with the proposed development, Parts 4 to 6 of <u>DA Form 2 –</u> <u>Building work details</u> have been completed and attached to this development application	☐ Yes ⊠ Not applicable		
Supporting information addressing any applicable assessment benchmarks is with the development application Note: This is a mandatory requirement and includes any relevant templates under question 23, a planning report and any technical reports required by the relevant categorising instruments (e.g. local government planning schemes, State Planning Policy, State Development Assessment Provisions). For further information, see <u>DA</u> Forms Guide: Planning Report Template.	⊠ Yes		
Relevant plans of the development are attached to this development application Note : Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms Guide: Relevant plans</u> .	🛛 Yes		
The portable long service leave levy for QLeave has been paid, or will be paid before a development permit is issued (see 21)	☐ Yes ⊠ Not applicable		

25) Applicant declaration

- By making this development application, I declare that all information in this development application is true and correct
- Where an email address is provided in Part 1 of this form, I consent to receive future electronic communications from the assessment manager and any referral agency for the development application where written information is required or permitted pursuant to sections 11 and 12 of the *Electronic Transactions Act 2001*

Note: It is unlawful to intentionally provide false or misleading information.

Privacy – Personal information collected in this form will be used by the assessment manager and/or chosen assessment manager, any relevant referral agency and/or building certifier (including any professional advisers which may be engaged by those entities) while processing, assessing and deciding the development application. All information relating to this development application may be available for inspection and purchase, and/or published on the assessment manager's and/or referral agency's website.

Personal information will not be disclosed for a purpose unrelated to the *Planning Act 2016*, Planning Regulation 2017 and the DA Rules except where:

- such disclosure is in accordance with the provisions about public access to documents contained in the *Planning Act 2016* and the Planning Regulation 2017, and the access rules made under the *Planning Act 2016* and Planning Regulation 2017; or
- required by other legislation (including the Right to Information Act 2009); or
- otherwise required by law.

This information may be stored in relevant databases. The information collected will be retained as required by the *Public Records Act 2002.*

PART 9 – FOR COMPLETION OF THE ASSESSMENT MANAGER – FOR OFFICE USE ONLY

Date received: Reference	number(s):		
Notification of engagement of alternative assessment manager			
Prescribed assessment manager			
Name of chosen assessment manager			
Date chosen assessment manager engaged			
Contact number of chosen assessment manager			
Relevant licence number(s) of chosen assessment			

manager

QLeave notification and payment Note: For completion by assessment manager if applicable			
Description of the work			
QLeave project number			
Amount paid (\$)		Date paid (dd/mm/yy)	
Date receipted form sighted by assessment manager			
Name of officer who sighted the form			